

inclusion of elementary and secondary school counseling programs in the reauthorization of the Elementary and Secondary Education Act of 1965;

Whereas school counselors have long advocated that the American education system must leave no child behind and must provide opportunities for every student;

Whereas personal and social growth results in increased academic achievement;

Whereas school counselors help develop well-rounded students by guiding them through their academic, personal, social, and career development;

Whereas school counselors were instrumental in helping students, teachers, and parents deal with the trauma of terrorism inflicted on the United States on September 11, 2001, and its aftermath;

Whereas students face myriad challenges every day, including peer pressure, depression, and school violence;

Whereas school counselors are usually the only professionals in a school building that are trained in both education and mental health;

Whereas the roles and responsibilities of school counselors are often misunderstood, and the school counselor position is often among the first to be eliminated in order to meet budgetary constraints;

Whereas the national average ratio of students to school counselors of 561 to 1 is more than double the 250 to 1 ratio recommended by the American School Counselor Association, the American Counseling Association, the American Medical Association, the American Psychological Association, and other organizations; and

Whereas the celebration of "National School Counseling Week" would increase awareness of the important and necessary role school counselors play in the lives of the Nation's students: Now, therefore be it

*Resolved,*

#### SECTION 1. DESIGNATION OF NATIONAL SCHOOL COUNSELING WEEK.

(a) SENSE OF THE SENATE.—It is the sense of the Senate that the President should designate the week beginning February 2, 2003, as "National School Counseling Week".

(b) PROCLAMATION.—The Senate requests the President to issue a proclamation—

(1) designating the week beginning February 2, 2003, as "National School Counseling Week"; and

(2) calling on the people of the United States and interested groups to observe the week with appropriate ceremonies and activities that promote awareness of the role school counselors perform within the school and the community at large to prepare students for fulfilling lives as contributing members of society.

#### NOTICES OF HEARINGS/MEETINGS

##### COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. DOMENICI: Mr. President, I would like to announce for the information of the Senate and the public that a hearing has been scheduled before the Committee on Energy and Natural Resources to consider the nomination of Joseph T. Kelliher to be a Member of the Federal Energy Regulatory Commission.

The hearing is scheduled for Tuesday, February 11 at 2:30 p.m. in Room SH-216 of the Hart Senate Office Building.

Those wishing to submit written testimony for the hearing record should send a copy of their testimony electronically to:

Jennifer\_Owen@energy.senate.gov.

For further information, please contact Jennifer Owen at 202-224-5305.

##### COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. DOMENICI: Mr. President, I would like to announce for the information of the Senate and the public that the following hearings have been scheduled before the Committee on Energy and Natural Resources.

Thursday, February 13 at 2:30 p.m. in Room SD-366—to receive testimony regarding oil supply and prices. (Contact: Scott O'Malia at 202-224-2039 or Jennifer Owen at 202-224-5305)

Tuesday, February 25 at 2:30 p.m. in Room SD-366—to receive testimony regarding natural gas supply and prices. (Contact: Scott O'Malia at 202-224-2039 or Shane Perekins 202-224-1219)

Thursday, February 25 at 10:00 a.m. in Room SD-366—to receive testimony regarding energy production on Federal lands. (Contact: Dick Bouts at 202-224-7545 or Jared Stubbs at 202-224-7556)

Tuesday, March 4 at 10:00 a.m. in Room SD-366—to receive testimony regarding the financial condition of the electricity market. (Contact: Lisa Epifani at 202-224-5269 or Shane Parkins at 202-224-1219)

Thursday, March 6 at 10:00 a.m. in Room SD-366—to receive testimony regarding energy use in the transportation sector. (Contact: Bryan Hannegan at 202-224-7932 or Shane Parkins at 202-224-1219)

Tuesday, March 11 at 10:00 a.m. in Room SD-366—to receive testimony regarding Federal programs for energy efficiency and conservation. (Contact: Bryan Hannegan at 202-224-7932 or Shane Parkins at 202-224-1219)

Because of the limited time available for the hearings, witnesses may testify by invitation only. However, those wishing to submit written testimony for the hearing record should send a copy of their testimony electronically to:

Jennifer\_Owen@energy.senate.gov.

For further information, please contact the Committee staff as indicated above for each hearing.

#### EXECUTIVE SESSION

##### EXECUTIVE CALENDAR

Mr. ALLEN. Mr. President, I ask unanimous consent that the Senate proceed to executive session to consider the following nominations on the Executive Calendar: No. 22, Paul McHale, to be Assistant Secretary of Defense; and No. 23, Christopher Henry, to be Deputy Under Secretary of Defense for Policy; I further ask consent that the nominations be confirmed, the motions to reconsider be laid upon the table, the President be immediately notified of the Senate's action, any statements relating to the nominations be printed in the RECORD, and that the Senate then resume legislative session, with all of the above occurring en bloc.

The PRESIDING OFFICER. Without objection, it is so ordered.

The nominations were considered and confirmed en bloc as follows:

##### DEPARTMENT OF DEFENSE

Paul McHale, of Pennsylvania, to be an Assistant Secretary of Defense.

Christopher Ryan Henry, of Virginia, to be Deputy Under Secretary of Defense for Policy.

#### LEGISLATIVE SESSION

The PRESIDING OFFICER. The Senate will now return to legislative session.

#### COMMENDING DANIEL W. PELHAM

Mr. ALLEN. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of S. Res. 43, which was introduced earlier today by Majority Leader FRIST.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The legislative clerk read as follows:

A resolution (S. Res. 43) to commend Daniel W. Pelham.

There being no objection, the Senate proceeded to consider the resolution.

Mr. FRIST. Mr. President, only four of the Senate's current members were serving on March 25, 1968, when Daniel Pelham first came to work on the Senate side of Capitol Hill. Mr. Pelham—or Danny, as he is known throughout the Senate community—has seen 237 senators come and go during his time here.

Now, after nearly 35 years on the job, Danny has decided that it is time for him to move on to other activities.

A native of Wilmington, NC, Danny Pelham quickly demonstrated his talents as an effective, loyal, and hard-working employee. In 1975, he moved from the staff of the Senate Restaurant to the Office of the Secretary of the Senate. A series of well-deserved promotions followed until he reached his current position as Senior Office Services Administrator.

One of his colleagues recently explained that "by virtue of his longevity and institutional knowledge, Pelham is indispensable to the staff who rely on him for all manner of tasks." Another person will move into Danny's job, but no one will fully replace him.

In his off-hours, Danny officiates at high school and recreational league basketball games. Several years ago, he received the Cardinal Basketball Association Commissioner's Award for excellence in officiating. In the years ahead, he plans to do more officiating and a fair amount of traveling.

We know, for certain, that Danny Pelham will settle into another highly rewarding activity—that of spending enjoyable hours with his grandson Corey. We wish Danny and his wife Phyllis many happy years ahead.

Mr. ALLEN. Mr. President, I ask unanimous consent that the resolution and the preamble be agreed to, the motion to reconsider be laid upon the

table, and any statements regarding the resolution be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The resolution (S. Res. 43) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

#### S. RES. 43

Whereas Daniel W. Palham became an employee of the Senate of the United States on March 25, 1968, and since that date has ably and faithfully upheld the high standards and traditions of the staff of the Senate of the United States for a period that included nineteen Congresses:

Whereas Daniel W. Pelham, through his diligence and loyalty, has risen to the position of Senior Offices Services Administrator within the Office of the Secretary of the Senate;

Whereas Daniel W. Pelham has faithfully discharged the difficult duties and responsibilities of his position as Senior Offices Services Administrator with great efficiency, devotion, and dedication;

Whereas he has earned the respect, affection, and esteem of the United States Senate; and

Whereas Daniel W. Pelham will retire from the Senate of the United States on February 4, 2003, after nearly thirty-five years of employment:

Now, therefore, be it

*Resolved*, That the Senate of the United States commends Daniel W. Pelham for his exemplary service to the Senate and the Nation, and wishes to express its deep appreciation and gratitude for his long, faithful, and outstanding service.

SEC. 2. That the Secretary of the Senate shall transmit a copy of this resolution to Daniel W. Pelham.

#### APPOINTMENT

The PRESIDING OFFICER. The Chair, on behalf of the Vice President, pursuant to the order of the Senate of January 24, 1901, as modified by the order of January 30, 2003, appoints the Senator from Georgia (Mr. CHAMBLISS) to read Washington's Farewell Address on Monday, February 24, 2003.

#### ORDERS FOR WEDNESDAY, FEBRUARY 5, 2003

Mr. ALLEN. Mr. President, I ask unanimous consent that when the Senate completes its business today, it stand in adjournment until 9:30 a.m., Wednesday, February 5. I further ask unanimous consent that on Wednesday, following the prayer and pledge, the morning hour be deemed expired, the Journal of proceedings be approved to date, the time for the two leaders be reserved for their use later in the day, and there then be a period of morning business until 12:30 p.m. with the time equally divided between the two leaders or their designees.

I further ask unanimous consent that the Senate stand in recess from 12:30 to 2:15 p.m. tomorrow for the weekly party lunches.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### PROGRAM

Mr. ALLEN. For the information of Senators, tomorrow the Senate will be in a period of morning business until 12:30 p.m. Members who have not yet had the opportunity to make statements regarding the *Columbia* tragedy are encouraged to do so tomorrow morning. I would expect that on Wednesday, the Senate will consider a resolution related to the Shuttle *Columbia*.

As a reminder, under a previous agreement, the Senate will proceed to the consideration of the nomination of Miguel Estrada for the DC Court of Appeals tomorrow at 2:15 p.m.

Members, therefore, should anticipate the possibility of votes during tomorrow's session.

#### ADJOURNMENT UNTIL 9:30 A.M. TOMORROW

Mr. ALLEN. If there is no further business to come before the Senate, I ask unanimous consent that the Senate stand in adjournment under the previous order.

There being no objection, the Senate, at 6:23 p.m., adjourned until Wednesday, February 5, 2003, at 9:30 a.m.

#### NOMINATIONS

Executive nominations received by the Senate February 4, 2003:

##### TENNESSEE VALLEY AUTHORITY

RICHARD W. MOORE, OF ALABAMA, TO BE INSPECTOR GENERAL, TENNESSEE VALLEY AUTHORITY. (NEW POSITION)

##### DEPARTMENT OF JUSTICE

PETER JOSEPH ELLIOTT, OF OHIO, TO BE UNITED STATES MARSHAL FOR THE NORTHERN DISTRICT OF OHIO FOR THE TERM OF FOUR YEARS, VICE DAVID WILLIAM TROUTMAN.

##### DEPARTMENT OF STATE

JOSEPH LEBARON, OF OREGON, A CAREER MEMBER OF THE SENIOR FOREIGN SERVICE, CLASS OF MINISTER-COUNSELOR, TO BE AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO THE ISLAMIC REPUBLIC OF MAURITANIA.

##### DEPARTMENT OF THE INTERIOR

ROSS OWEN SWIMMER, OF OKLAHOMA, TO BE SPECIAL TRUSTEE, OFFICE OF SPECIAL TRUSTEE FOR AMERICAN INDIANS, DEPARTMENT OF THE INTERIOR, VICE THOMAS N. SLONAKER, RESIGNED.

##### EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

ERIC S. DREIBAND, OF VIRGINIA, TO BE GENERAL COUNSEL OF THE EQUAL EMPLOYMENT OPPORTUNITY COMMISSION FOR A TERM OF FOUR YEARS, VICE CLIFFORD GREGORY STEWART.

##### NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

MARY COSTA, OF TENNESSEE, TO BE A MEMBER OF THE NATIONAL COUNCIL ON THE ARTS FOR A TERM EXPIRING SEPTEMBER 3, 2008, VICE LUIS VALDEZ, TERM EXPIRED.

MAKOTO FUJIMURA, OF NEW YORK, TO BE A MEMBER OF THE NATIONAL COUNCIL ON THE ARTS FOR A TERM EXPIRING SEPTEMBER 3, 2008, VICE MARSHA MASON, TERM EXPIRED.

JERRY PINKNEY, OF NEW YORK, TO BE A MEMBER OF THE NATIONAL COUNCIL ON THE ARTS FOR A TERM EXPIRING SEPTEMBER 3, 2008, VICE JOY HARJO, TERM EXPIRED.

KAREN LIAS WOLFF, OF MICHIGAN, TO BE A MEMBER OF THE NATIONAL COUNCIL ON THE ARTS FOR A TERM EXPIRING SEPTEMBER 3, 2008, VICE JOAN SPECTER, TERM EXPIRED.

##### DEPARTMENT OF ENERGY

LINTON F. BROOKS, OF VIRGINIA, TO BE UNDER SECRETARY FOR NUCLEAR SECURITY, DEPARTMENT OF ENERGY, VICE GENERAL JOHN A. GORDON, USAF, RESIGNED.

##### DEPARTMENT OF DEFENSE

STEPHEN A. CAMBONE, OF VIRGINIA, TO BE UNDER SECRETARY OF DEFENSE FOR INTELLIGENCE. (NEW POSITION)

#### CONFIRMATIONS

Executive nominations confirmed by the Senate February 4, 2003:

##### DEPARTMENT OF DEFENSE

PAUL MCHALE, OF PENNSYLVANIA, TO BE AN ASSISTANT SECRETARY OF DEFENSE.

CHRISTOPHER RYAN HENRY, OF VIRGINIA, TO BE DEPUTY UNDER SECRETARY OF DEFENSE FOR POLICY.